

EXHIBIT “1”

SUMMONS IN A CIVIL ACTION

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EQUIPMENT FINANCE, LLC

CIVIL ACTION NO. 09-2663

v.

CAROLYN HORN d/b/a CAROLYN HORN USED
EQUIPMENT

TO: (NAME AND ADDRESS OF
DEFENDANT)

YOU ARE HEREBY SUMMONED and required to serve upon

Plaintiff's Attorney (Name and Address)

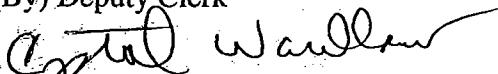
ALAN C. GERSHENSON, ESQ.
3600 HORIZON BLVD.
SUITE 200
TREVOSE, PA 19053-4900

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Michael E. Kunz, Clerk of Court

Date: JUNE 12, 2009

(By) Deputy Clerk



CRYSTAL WARDLAW

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THIS FORM.)

I. (a) PLAINTIFFS

Equipment Finance, LLC

DEFENDANTS

Carolyn Horn, d/b/a Carolyn Horn Used Equipment

(b) County of Residence of First Listed Plaintiff Lancaster
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Talladega

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Alan C. Gershenson, Esq., Lamm Rubenstein, LLC,
3600 Horizon Blvd, Suite 200, Trevose, PA 19053; 215-638-9330

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

1 U.S. Government Plaintiff 3 Federal Question (U.S. Government Not a Party)

2 U.S. Government Defendant 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Citizen of This State	<input type="checkbox"/> PTF 1	<input type="checkbox"/> DEF 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> PTF 4	<input type="checkbox"/> DEF 4
Citizen of Another State	<input type="checkbox"/> 2	<input checked="" type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	CRIMINAL	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> PERSONAL INJURY	<input type="checkbox"/> PERSONAL PROPERTY	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 362 Personal Injury - Med. Malpractice	<input type="checkbox"/> 620 Other Food & Drug	<input type="checkbox"/> 423 Withdrawal	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	28 USC 157	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 630 Liquor Laws	<input type="checkbox"/> PROPERTY RIGHTS	<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 650 Airline Regs.	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 660 Occupational Safety/Health	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 480 Consumer Credit
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 690 Other	<input type="checkbox"/> SOCIAL SECURITY	<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 390 Other	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 510 Selective Service
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 391 Truth in Lending Act	<input type="checkbox"/> 720 Labor/Mgmt. Relations	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 850 Securities/Commodities/ Exchange
<input type="checkbox"/> 195 Contract Product Liability			<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act	<input type="checkbox"/> 863 DIWC/DIWV (405(g))	<input type="checkbox"/> 875 Customer Challenge 12 USC 3410
<input type="checkbox"/> 196 Franchise			<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 864 SSID Title XVI	<input type="checkbox"/> 890 Other Statutory Actions
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> Habeas Corpus:	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	<input type="checkbox"/> 892 Economic Stabilization Act
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 443 Housing/ Accommodations	<input type="checkbox"/> 530 General		<input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 893 Environmental Matters
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 462 Naturalization Application		<input type="checkbox"/> 894 Energy Allocation Act
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 463 Habeas Corpus - Alien Detainee		<input type="checkbox"/> 895 Freedom of Information Act
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 465 Other Immigration Actions		<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice
	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 555 Prison Condition			<input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN

(Place an "X" in One Box Only)

 1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. Section 1332(A) (1)Brief description of cause:
Breach of Implied Contract

VII. REQUESTED IN COMPLAINT:

 CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23DEMAND \$
1,014,700.00CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

June 11, 2009
FOR OFFICE USE ONLY*Dean Deek*

RECEIPT #

AMOUNT

APPLYING IFFP

JUDGE

MAG. JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CASE MANAGEMENT TRACK DESIGNATION FORM

EQUIPMENT FINANCE, LLC

CIVIL ACTION

v.

CAROLYN HORN d/b/a
CAROLYN HORN USED EQUIPMENT

NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. §2241 through §2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (x)

6-11-09	Attala C. Gershenson, Esq.	
Date	Attorney-at-law	Attorney for Plaintiff
215-638-9330	215-638-2867	AGERSHENSON@LAMMRUBENSTONE.COM
Telephone	FAX Number	E-Mail Address

APPENDIX G

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

EQUIPMENT FINANCE, LLC

V.

CAROLYN HORN d/b/a
CAROLYN HORN USED EQUIPMENT

Civil Action
No: _____

DISCLOSURE STATEMENT FORM

Please check one box:

The nongovernmental corporate party, _____, in the above listed civil action does not have any parent corporation and publicly held corporation that owns 10% or more of its stock.

The nongovernmental corporate party, Equipment Finance, LLC, in the above listed civil action has the following parent corporation(s) and publicly held corporation(s) that owns 10% or more of its stock:

PNC Financial Services Group, Inc.

One PNC Plaza

249 Fifth Avenue

Pittsburgh, PA 15222-2707

June 11, 2009

Date



Signature

Counsel for: Equipment Finance, LLC

Federal Rule of Civil Procedure 7.1 Disclosure Statement

(a) WHO MUST FILE; CONTENTS. A nongovernmental corporate party must file two copies of a disclosure statement that:

- (1) identifies any parent corporation and any publicly held corporation owning 10% or more of its stock; or
- (2) states that there is no such corporation.

(b) TIME TO FILE; SUPPLEMENTAL FILING. A party must:

- (1) file the disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court; and
- (2) promptly file a supplemental statement if any required information changes.

APPENDIX G

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

EQUIPMENT FINANCE, LLC

v.

CAROLYN HORN d/b/a
CAROLYN HORN USED EQUIPMENT

Civil Action

No: _____

DISCLOSURE STATEMENT FORM

Please check one box:

The nongovernmental corporate party, _____, in the above listed civil action does not have any parent corporation and publicly held corporation that owns 10% or more of its stock.

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Counsel for: Equipment Finance, LLC

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- (2) promptly file a supplemental statement if any required information changes.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EQUIPMENT FINANCE, LLC	:	CIVIL ACTION
P.O. Box 5366	:	
Lancaster, PA 17606-5366	:	
Plaintiff,	:	
v.		
CAROLYN HORN	:	
d/b/a Carolyn Horn Used Equipment	:	
2177 Horns Valley Road	:	
Talladega, Alabama 35160	:	
Defendants.	:	

COMPLAINT

Plaintiff Equipment Finance LLC, by and through its undersigned attorneys, Lamm Rubenston LLC, brings this action against the above-named Defendant Carolyn Horn d/b/a Carolyn Horn Used Equipment, and in support thereof, avers as follows:

1. Plaintiff, Equipment Finance LLC ("EFI") is a limited liability company organized and existing under the laws of the Commonwealth of Pennsylvania, with a place of business located in East Petersburg, Pennsylvania 17520, and a mailing address at P.O. Box 5366, Lancaster, PA 17606-5366. EFI's sole member is PNC Bank, National Association, which has its main office in Pittsburgh Pennsylvania and is a citizen solely of the Commonwealth of Pennsylvania. *Wachovia Bank, National Association, v. Schmidt*, 546 U.S. 303 (2006).

2. Defendant Carolyn Horn is an individual who is a citizen of the State of Alabama and conducts an un-incorporated business known as Carolyn Horn Used Equipment at 2177 Horns Valley Road, Talladega, Alabama, 35160.

3. The matter in controversy herein exceeds, exclusive of interest and costs, the sum of Seventy Five Thousand Dollars (\$75,000.00). Jurisdiction is based on diversity of citizenship under 28 U.S.C. §1332 and venue is proper under 28 U.S.C. §1391.

FILED JUN 12 2009

4. EFI is in the business of lending money to be used for the purchase of equipment. Carolyn Horn is, or purports to be, in the business of selling used equipment.

5. Over the course of several years, EFI paid money directly to Carolyn Horn to finance the purchase of equipment that Carolyn Horn was supposed to deliver either to: a) various borrowers or alleged borrowers from EFI, or b) others who were supposed to, in turn, deliver that equipment to such borrowers.

6. EFI is advised, and therefore believes, that on numerous occasions on which Carolyn Horn received money from EFI, she did not deliver any equipment on account of the money she received.

7. The occasions on which Carolyn Horn received money from EFI for which she did not deliver any equipment, including the date, the check number, and the amount of the payment are as follows:

<u>Date</u>	<u>Check Number</u>	<u>Amount</u>	<u>Exhibit</u>
April 20, 2004	5404	\$57,500.00	A
July 26, 2005	6756	\$73,500.00	B
August 12, 2005	6806	\$27,000.00	C
August 30, 2005	6860	\$40,000.00	D
September 13, 2005	Wire	\$98,000.00	E
November 15, 2005	7072	\$73,000.00	F
December 2, 2005	7152	\$69,500.00	G
January 6, 2006	7240	\$110,000.00	H
January 23, 2006	7295	\$66,250.00	I
February 1, 2006	7322	\$27,500.00	J
February 17, 2006	7390	\$101,350.00	K
March 9, 2006	7431	\$65,000.00	L

March 9, 2006	7434	\$30,000.00	M
April 11, 2006	7526	\$44,000.00	N
May 5, 2006	7611	\$45,600.00	O
October 30, 2006	8140	\$53,500.00	P
December 7, 2006	8236	<u>\$33,000.00</u>	Q
	TOTAL:	\$1,014,700.00	

All Exhibits in the above chart except for "C" and "E" are attached hereto and are true and correct copies of EFI checks sent to and negotiated by Carolyn Horn. EFI has not been able to locate a copy of check number 6806, and Exhibit "C" attached hereto is a business record of EFI evidencing the check sent to Carolyn Horn on August 12, 2005 for \$27,000.00. Exhibit "E" is evidence of the wire transfer that EFI sent to Carolyn Horn's account.

8. Carolyn Horn gave no consideration for the payments set forth in Paragraph 7 hereof, totaling \$1,014,700.00, that EFI made.

COUNT I – IMPLIED CONTRACT

9. The averments contained in paragraphs 1 through 8 above are incorporated by reference as if set forth in full.

10. The seventeen payments made by EFI to Carolyn Horn set forth in Paragraph 6 hereof were implicitly loans made to her and intended to be repaid upon demand.

11. Demand has been made upon Carolyn Horn that she repay the amounts advanced to her for her benefit as set forth in Paragraph 7 above, but she has failed and refused to do so

12. The total of the payments made to or for the benefit of Carolyn Horn as set forth in Paragraph 7 above is \$1,014,700.00.

COUNT II – UNJUST ENRICHMENT

13. The averments contained in paragraphs 1 through 12 above are incorporated by reference as if set forth in full.

14. Carolyn Horn has been unjustly enriched by her receipt of \$1,014,700.00 as set forth in Paragraph 7 above, which sum she has failed and refused to repay and for which she gave no consideration.

WHEREFORE, Plaintiff Equipment Finance LLC requests that judgment be entered in its favor and against Defendant Carolyn Horn, d/b/a Carolyn Horn Used Equipment, in the amount of \$1,014,700.

LAMM RUBENSTONE LLC

By: 
Alan C. Gershenson, Esquire (#09925)
3600 Horizon Boulevard, Suite 200
Trevose, PA 19053-4900
(215) 638-9330/(215) 638-2867
*Attorneys for Plaintiff
Equipment Finance LLC*

EXHIBIT “A”

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761

B Bank of Lancaster County, NA
LANCASTER, PA

5404

60-1356/313

DATE April 20, 2004

PAY: Fifty Seven Thousand, Five Hundred and No/100

AMOUNT
\$57,500.00

TO THE ORDER OF CAROLYN HORN D/B/A CAROLYN HORN USED EQUIPMENT 04/22/04 E2132 T2133 P28 0425632212
2177 HORNS VALLEY ROAD
TALADEGA, AL 35160 *100200*

MEMO

Account 787547901 Serial 5404 Amount 0000057500.00 Date 04-23-2004

Constitutional Law 85

Buyer - Johnny L. Slay - Rel - 776 - Cust - 7108
Seller - Slay Equipment

EXHIBIT “B”

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LINTZ, PA 17543
(717) 569-8761



Bank of Lancaster County, NA
LANCASTER, PA

6756

60-1358/313

DATE July 26, 2005

PAY Seventy Three Thousand, Five Hundred and No /100

AMOUNT
\$73,500.00

TO THE ORDER OF
CAROLYNN HORN USED EQUIPMENT

MEMO

Mark Schlepp SA-VP



THIS DOCUMENT CONTAINS DATA SENSITIVE INK. TOUCH OR PRESS HERE. IMAGE APPEARS WITH HEAT.

6756 000073500000 07/29/2005 0813135621 070875479010 000073500000

ccount 787547901 Serial 6756 Amount 0000073500.00 Date 07-29-2005

0816276727
07282005
0610-0004576951 R001
DNT=4343; FRC=28335944; PR=17
437950002
500000000 FRC=1712 PRK=03
7=1712 FRC=1712 PRK=03

FNB >062200961< PKT06
1000120082-07/27/2005
Acct 1041339

*Carlynn Horn-Used
Equipment*

user = Raymond E. Fussell = Rel # 487 cust = 1903

Mer = Slay Equipment

EXHIBIT "C"

Summary of Proceeds

For Contracts Purchased

EFI Contract #: 19742

Buyer:

Dustin R Long

Seller:

Wiley Spann d/b/a Forestry Equipment and Products

Check Number: 6806	Payable to CAROLYN HORN EQUIPMENT	\$27,000.00
Check Number: 6807	Payable to J & B EQUIPMENT	\$72,000.00
Check Number: 6808	Payable to WILEY SPANN D/B/A FORESTRY EQUIPMENT AND PRO	\$17,000.00

Checks Written: 8/12/2005 Total Distributions: \$116,000.00

EXHIBIT "D"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761

B

Bank of Lancaster County, NA
LANCASTER, PA

6860

60-13567313

DATE August 30, 2005

PAY Forty Thousand, and No /100

AMOUNT
\$40,000.00

TO CAROLYN HORN USED EQUIPMENT
THE ORDER OF 2177 HORNS VALLEY ROAD
OF TALLADEGA, AL 35160

MEMO

"006860" 0313135620 02082547901" "0004000000"

Account 787547901 Serial 6860 Amount 0000040000.00 Date 09-02-2005

FNB >062200961< PKT01
1100020091 08/31/2005
Acct 1091339

1100020091
Acct 1091339

1015449206 8984755421 R981
08012005 11 676 09/02/2005
08012005 FRB-PHILA
0917000407 FRB-PHILA PK=03
ENT=1226 TRC=1226 PK=12

091315Z530
09012005
0610-0014-6
ENT=3658 TRC=3658 PK=17

Castagnetti had 68

Buyer: Robert Kitterl - Rel #577 - Cust #372
Seller: Willy Spahn

601-989-2670

158 Beagle (A)

ms. 39476.2769

EXHIBIT "E"

WILEY SPANN D/B/A
FORESTRY EQUIPMENT AND PRODUCTS
709 Meadowbrook Drive
Andalusia, AL 36420
September __, 2005

EQUIPMENT FINANCE LLC
P.O. Box 5366
Lancaster, PA 17606-5366

Re: Larry Dean McClain

Gentlemen;

I hereby authorize and direct you to make the following distribution of the proceeds of \$116,000.00, please pay:

\$98,000.00 - to Carolynn Horn Used Equipment, 2177 Horn Valley Road, Talladega, AL 35160, to complete the purchase of:

One (1) CATERPILLAR Dual Arch Grapple Skidder, Mdl 525DA, S/N 1DN01554

One (1) CATERPILLAR Grapple Skidder, Mdl 515, S/N 41R0623

One (1) HYDRO AX Feller Buncher, Mdl 411EX, S/N 6039

\$18,000.00 - to Point A Logging and Timber, 25989 Sunnyside Street, Red Level, AL 36424, to complete the purchase of:

One (1) PRENTICE Log Loader Mdl 210D, S/N 51331.

\$116,000.00 - TOTAL

Sincerely,

WILEY SPANN D/B/A FORESTRY EQUIPMENT AND PRODUCTS

By John C. Dorn

Witness

EXHIBIT "F"

EQUIPMENT FINANCE LLC

118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8781Bank of Lancaster County, NA
LANCASTER, PA

7072

60-1356/313

DATE November 15, 2005

PAY Seventy Three Thousand, and No /100

AMOUNT
\$73,000.00TO
THE
ORDER
OF
CAROLYN HORN USED EQUIPMENT
2177 HORNS VALLEY ROAD
TALLADEGA, AL 35160

MEMO

THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH OR PRESS HERE. IMAGE DISAPPEARS WITH HEAT.

007072110313135620070087547901

000073000000

Account 787547901 Serial 7072 Amount 0000073000.00 Date 11-21-2005

FNB >062200961< PKT01
1100010156 11/17/2005
Acct 10413390003371361 R806
8102 11/21/2005467251781
F1006

00000400 F1006-F1006A

IN=1015437951 TRC=3594 PK=08

1015437951

11182005

0610-0014-6

ENT=3688 TRC=3594 PK=17

cc = Troy Waller - Rel = 861 - Cust = 8419

21 = Wiley Sporn

EXHIBIT “G”

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761



Bank of Lancaster County, NA
LANCASTER, PA

7152

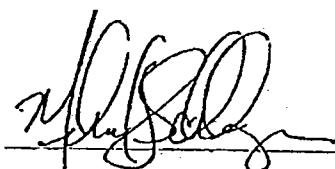
60-1356/313

DATE December 2, 2005

PAY Sixty Nine Thousand, Five Hundred and No /100

AMOUNT
\$69,500.00

TO THE ORDER OF
CAROLYN HORN USED EQUIPMENT
2177 Horns Valley Rd.
Talladega, AL 35160



SA/PL
S. L. Horn
Talladega, AL
Signature

MEMO

THIS DOCUMENT CONTAINS HEAT-SENSITIVE INK. TOUCH OR PRESS HERE. THE IMAGE DISAPPEARS WITH HEAT.
110071521 10313135620 07087547901 00006950000

Account 787547901 Serial 7152 Amount 0000069500.00 Date 12-08-2005

1354770823	80921446981	REG1	12/08/2005
0204200526022005	43910201	12/08/2005	11A
0204200526022005	43910201	12/08/2005	03
ENT=1404	ENT=1403	PK=12	PK=17

FNB >062200941< PKT01
1100010007 12/06/2005
Acct 1041339

Carolyn Horn Used Eq
For Opt Only
J

Buyer = Laman Grisett Rec - 511 - CUST 2377-20115
eller = Wiley Spain

EXHIBIT "H"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761

B

**Bank of Lancaster County, NA
LANCASTER, PA**

7240

60-1358/313

DATE January 6, 2006

PAY One Hundred Ten Thousand, and No 1/100

AMOUNT
\$110,000.00

TO CAROLYN HORN USED EQUIPMENT
THE 2177 HORNS VALLEY ROAD
ORDER OF TALLADEGA, AL 35160

MEMO

Q THIS DOCUMENT CONTAINS HEAT-SENSITIVE INK. TOUCH OR PRESSURE TO DEPHASIC IS IRREVERSIBLE.

007240 10313135620 070875479010 000100000000

Account 787547901 Serial 7240 Amount 0000110000.00 Date 01-13-2006

FNB >062200941< PKT01
1100036094 01/11/2006
Acct 1041339

Crash Test. May 8,
Hot Oxygen

yer Jody F Sporn - Rd # = 758 - Cust 7075 - 20197/
Mer - Stay Equipment

EXHIBIT "I"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761



Bank of Lancaster County, NA.
LANCASTER, PA

7295

60-1356313

DATE January 23, 2006

PAY Sixty Six Thousand, Two Hundred Fifty and No /100

AMOUNT
\$66,250.00

TO
THE
ORDER
OF
CAROLYN HORN
2177 HORNS VALLEY ROAD
TALLADEGA, AL 35160

MEMO

W. Brasher S.A. VR

THIS DOCUMENT CONTAINS HEAT-SENSITIVE INK. TOUCHING IT WITH A HOT OBJECT WILL CAUSE IT TO DISAPPEAR. 0007295 03135624 0787547901 0006625000

Account 787547901 Serial 7295 Amount 0000066250.00 Date 01-26-2006

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1100070150 01/24/2006
Acct 1041339

*Carolyn Horn
S.A. VR*

Ames R Brasher Rel # 883 CUST # 734-20048

Stay Equipment

EXHIBIT "J"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 669-8761



Bank of Lancaster County, NA
LANCASTER, PA

7322

60-1358/313

DATE February 1, 2006

PAY Twenty Seven Thousand, Five Hundred and No /100

AMOUNT
\$27,500.00

TO : CAROLYN HORN
THE ORDER OF : 2177 HORNS VALLEY ROAD
OF : TALLEDEGA, AL 35160

MEMO

Malissa Schlegel S.A. P.



THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH WITH A HEAT SOURCE. REINFORCEMENT DISAPPEARS WITH HEAT.
007322 0313135621 0787547901 00002750000

Account 787547901 Serial 7322 Amount 0000027500.00 Date 02-06-2006

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02062006NT=4123 TRC=4077 PK=19
031000040: FRB-PHILA
ENT=1223 TRC=1225 PK=12

*Carolyn Horn
Slay Equipment*

user = Anthony Morceri JR - Rel # 637
Seller = Slay Equipment

EXHIBIT "K"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761



Bank of Lancaster County, NA
LANCASTER, PA

7390

60-1356/313

DATE February 17, 2006

PAY One Hundred One Thousand, Three Hundred Fifty and No /100

AMOUNT
\$101,350.00

TO THE ORDER OF
CAROLYN HORN USED EQUIPMENT
2177 HORNS VALLEY ROAD
TALLADEGA, AL 35160

MEMO

R. Wiley Spann Sr VP.



8. THIS DOCUMENT CONTAINS HEAT-SENSITIVE INK. TOUCH OR PRESS HERE. IMAGE DISAPPEARS WITH HEAT.

"007390" 0313135621 0787547904" "0010135000"

Account 787547901 Serial 7390 Amount 0000101350.00 Date 02-24-2006

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02/21/2006
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1459 TRC=1459 PK=12

FNB >062200961 < PKT02
1200050607 02/21/2006
Acct 1091339

*Quincy/John/John G.
Dwight for Dep Brdg*

er = Eddie Joe Walker - Rel # 940 - Cust # 8482-20322

er = Wiley Spann

EXHIBIT “L”

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 569-8761



Bank of Lancaster County, NA
LANCASTER, PA

7431

60-1356313

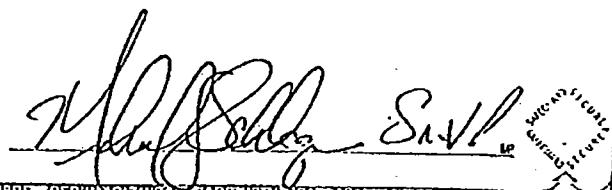
DATE March 9, 2006

PAY Sixty Five Thousand, and No /100

AMOUNT
\$65,000.00

TO THE ORDER OF
CAROLYN HORN

MEMO



Handwritten signature of Carolyn Horn, with a circular security seal to the right containing the text "MICROPRINTED BORDER" and "SECURITY FEATURES".

01 THIS DOCUMENT CONTAINS A HEAT SENSITIVE INK. TOUCH OR PRESS HERE TO DECODE THE DATE WITH A HEAT IR

00074311 0313135620 07087547901 00006500000

Account 787547901 Serial 7431 Amount 0000065000.00 Date 03-13-2006

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031000040 FRB 03/13/2006
ENT=0863 TRC=0866 PK=12

11111342355
03132006 8002103051 R001
031000040 FRB 03/13/2006
ENT=0863 TRC=0866 PK=12

Carolyn Horn
1/10/06

Buyer = Henry Shell - Rel # 926 Cust # 7144-20353
Seller = Carolyn Horn

EXHIBIT "M"

THE ORIGINAL DOCUMENT PRINTED ON CHEMICAL REACTIVE PAPER WITH MICROPINTED BORDERS - SEE REVERSE SIDE FOR COMPARISON & SECURE DOCUMENT

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 669-8761



**Bank of Lancaster County, NA
LANCASTER, PA**

7434

60-1356/313

DATE March 9, 2006

PAY Thirty Thousand, and No 1/100

AMOUNT
\$30,000.00

TO THE ORDER OF CAROLYNN HORN

MEMO

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Account 787547901 Serial 7434 Amount 0000030000.00 Date 03-13-2006

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5018851750
03320061
0610-0014-6
EXT=4146 TRC=3749 PK=19

Lyell's
for Sophs.

Buyer = JP Inv 18 - Rel = 871 - Cust # 2908
Seller = Stay Equipment

EXHIBIT "N"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17643
(717) 569-8761

Bank of Lancaster County, NA
LANCASTER, PA

7526

60-1356/313

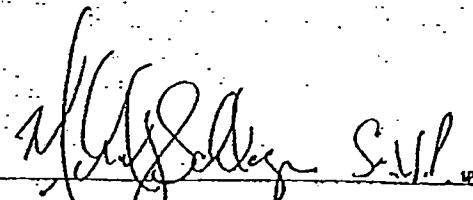
DATE April 11, 2006

PAY Forty Four Thousand, and No /100

AMOUNT
\$44,000.00

TO CAROLYN HORN USED EQUIPMENT
THE 2177 HORNS VALLEY ROAD
ORDER OF TALLADAGA, AL 35160

MEMO




THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH OR PRESS HERE • RED IMAGE DISAPPEARS WITH HEAT

00075260 10313135620 07087547901

00004400000

Account 787547901 Serial 7526 Amount 0000044000.00 Date 04-20-2006

12344204
202006
1000040 FRB-PHILA
1403 TRC=1403 PK=12 F001
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INT=3857 TRC=3942 PK=17

FNB >62200961< PKT01
1100020206 04/18/2006
Acct 1041939

Carolyn Horn Used Equipment
For Opt Only

per Terrance D Pomyant - Rel=885 - cust 737

cc - Wiley Spann

EXHIBIT "O"

EQUIPMENT FINANCE LLC
118 W. AIRPORT ROAD
LITITZ, PA 17543
(717) 669-8761

3

Bank of Lancaster County, NA
LANCASTER, PA

7611

60-1356/313

DATE May 5, 2006

PAY **Forty Five Thousand, Six Hundred and No /100**

AMOUNT
\$45,600.00

TO : CAROLYNN HORN USED EQUIPMENT
THE : 2177 Horns Valley Road, Talladega, AL 35160
ORDER :

MEMO

THIS PAGE IS FOR YOUR INFORMATION ONLY. IT IS NOT A CONTRACT OF INSURANCE.

0004560000

Account 787547901 Serial 7611 Amount 0000045600.00 Date 05-12-2006

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101434995412006
05110807130-0014-6
05110807130-0014-6
05110807130-0014-6
05110808407PRE1BPK1,PK=03
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FNO 7962288961 < PKT01
1100020177 05/10/2006
Recd 1041339

Chadron, Neb. May 6, 1909
For Corp only

Bryer = Timothy Stallworth - Rel: 907 - Cust: 7146

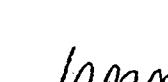
zeller = Wiley Spann

EXHIBIT “P”

031000040
11/01/2006
-6311408207-

This is a **LEGAL COPY** of
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the same way you would
use the original check.

ՀԱՅԱՍՏԱՆԻ ՀԱՆՐԱՊԵՏՈՒԹՅՈՒՆ
2005/10/11 ԵԿԱԿԱՆ ՀԱՆՐԱՊԵՏՈՒԹՅՈՒՆ

EQUIPMENT FINANCE LLC		Bank of Lancaster County, RA LANCASTER, PA	8140
1161 AIRPORT ROAD UNITZ, PA 17543 (717) 564-4741		63-1354/312	
DATE October 30, 2006			
PAY	Fifty Three Thousand, Five Hundred and No/100	AMOUNT	
TO THE ORDER OF	CAROLYN HORN USED EQUIPMENT 2177 HORNS VALLEY ROAD TALLADEGA, AL 35160		\$53,500.00
MEMO	 		
#00005350007			

•008 140•

410313135620

070875479018

•9005350000•

Account 787547901 Serial 8140 Amount 0000053500.00 Date 11-02-2006

609154

J117195344 -37°
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NT-4757 TBC-4760 PK-01

Georg Henklein
for Dep one

063000346 11/01/2006
0213752072 061000146
061000146 11/01/2006
031000040* 03136063360
6231362297 *031000040* 11/01/2006
6311406207

Do not endorse or write below this line.

jer = Anthony P Scoggins - Rel 880 - Cust 7166 - Q1020
221 - Wiley Spann -

EXHIBIT “Q”

031000040
12/14/2006
6313557871

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use the original check.

0000146 12/13/2006 12:19:41 00000000000000000000

EQUIPMENT FINANCE LLC 1614 AIRPORT ROAD LITITZ, PA 17543 (717) 608-4744		 Bank of Lancaster County, NA LANCASTER, PA	8236
		66-1354-313	
		DATE December 7, 2006	
PAY	Thirty Three Thousand, and No /100	AMOUNT	\$13,000.00
TO THE ORDER OF	CAROLYN HORN USED EQUIPMENT 2177 HORNS VALLEY ROAD TALLADEGA, AL 35160	 Michael J. Kelley S.A.V.P.	
MEMO			

Account 787547901 Serial 8236 Amount 0000033000.00 Date 12-14-2006

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166646549 2/12/2006
Recd 164123
R803
2996

121528Z NOV 66
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ENT-1580 940 1590 942

W. H. Smith & Sons
London

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